

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

IN RE: ETHICON, INC. PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION Consolidated Trial Mullins, et al. v. Ethicon, Inc., et al. Case No. 2:12-cv-02952	Master File No. 2:12-MD-02327 MDL No. 2327 JOSEPH R. GOODWIN U.S. DISTRICT JUDGE
THIS DOCUMENT RELATES TO: <i>Teresa Bennett, et al.v. Ethicon, Inc., et al.</i> Civil Action No. 2:13-cv-29624	

INACTIVE DOCKET ORDER

The Court has been advised by counsel that the plaintiffs and Ethicon, Inc., Johnson & Johnson, and Ethicon LLC, where named (together referred to as "Ethicon") have agreed to a settlement model with regard to Ethicon. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep this case on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All pretrial deadlines in the *Mullins* consolidated case (2:12-cv-02952) are suspended with respect to this plaintiff.
2. That the Clerk retire this case from the active docket.

3. Plaintiffs and Ethicon may submit an agreed order of dismissal with prejudice on or before September 1, 2017; if settlement is not finalized and a dismissal order is not submitted by September 1, 2017, then the Court will have a hearing to determine the appropriate action pertaining to this case.

Counsel for plaintiffs and defendant(s) are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed to a settlement model for a group of cases and claims. The Court will reinstate any case to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327, in the Mullins Consolidated case, and in the individual case. The Clerk is further **DIRECTED** to send a copy of this Order to counsel of record and any unrepresented party and to link this Order to the Proposed Inactive Docket Order

filed at ECF No. ____

AGREED TO BY COUNSEL:

Plaintiff
By authorized counsel:

Defendants
By authorized counsel:

/s/ Shawn P. Fox
Shawn P. Fox, Esq.
TRACEY & FOX LAW FIRM
440 Louisiana, Suite 1901
Houston, Texas 77002
(713) 495-2333
sfox@traceylawfirm.com

/s/ Christy D. Jones
Christy D. Jones
BUTLER SNOW LLP
P.O. Box 6010
Ridgeland, MS 39158
(601) 948-5711
christy.jones@butlersnow.com

Counsel for Plaintiff(s)

Counsel for Defendants

APPROVED:

Dated: _____

Honorable Joseph R. Goodwin